

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

IN RE: HENRY L. WILTON,
Debtor.

Case No. 10-36398-KRH
Chapter 11

MOTION TO CONVERT CASE TO CHAPTER 7

COMES NOW Henry L. Wilton, by counsel, and respectfully moves this Court for an Order, pursuant to U.S.C. §1112 of the Bankruptcy Code and Rules 1071(f)(2) and 9013 of the Federal Rules of Bankruptcy Procedure, to covert his Chapter 11 case to a Chapter 7 case. In support of this Motion, the Debtor respectfully states:

1. On September 16, 2010 (the "Petition Date"), the Debtor filed his voluntary bankruptcy petition under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Code, Eastern District of Virginia, Richmond Division.
2. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409. The statutory and legal predicates for the relief sought herein are §§ 1112(a) and (b) of the Bankruptcy Code.
3. The Debtor has continued in possession of his property as Debtor-in-Possession, pursuant to §§ 1107 and 1108 of the United States Bankruptcy Code.
4. Pursuant to 11 U.S.C. §109, the Debtor is eligible to be a debtor under Chapter 7 of the Bankruptcy Code.

Robert A. Canfield, VSB #16901
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Counsel for Debtor

5. In accordance with 11 U.S.C. § 1112(a), the Debtor may convert his case to a Chapter 7 case as he is a Debtor-in-Possession, his case was not originally commenced as an involuntary case, and he has not previously converted his case.

WHEREFORE Henry L. Wilton, by counsel, respectfully asks that this Court enter an Order converting his case to a Chapter 7.

HENRY L. WILTON

By: /s/ Robert A. Canfield
Counsel

Robert A. Canfield, VSB #16901
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Counsel for Debtor

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed, first class mail, postage prepaid and/or electronically, on this 25th day of July, 2011 to all necessary parties, as listed below:

SEE ATTACHED LIST

By: /s/ Robert A. Canfield
Robert A. Canfield

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

Case No. 10-36398-KRH
Chapter 11

IN RE: HENRY L. WILTON,
Debtor.

Address: 4905 West Clay Street
Richmond, VA 23230

SSN / ITIN: xxx-xx-1332

NOTICE OF MOTION

Henry L. Wilton has filed papers with the Court to convert his case to a Chapter 11.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to grant the relief requested in the objection, or if you want the Court to consider your views on the objection, then on or before August 15, 2011, you or your attorney must:

- File with the Court, at the address shown below, a written request for a hearing [or a written response pursuant to Local Bankruptcy Rule 9013-1(h)]. If you mail your request for hearing (or response) to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

Clerk of the Court
United States Bankruptcy Court
Eastern District of Virginia, Richmond Division
701 E. Broad Street
Richmond, VA 23219

You must also mail a copy to:

Robert A. Canfield, Esquire
2201 Libbie Ave., Suite 200
Richmond, VA 23230

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting the request of Henry L. Wilton.

Date: July 25, 2011

/s/ Robert A. Canfield
Robert A. Canfield

Robert A. Canfield, VSB #16901
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was mailed, first class mail, postage prepaid and/or electronically, on this 25th day of July, 2011 to all necessary parties, as listed below:

SEE ATTACHED LIST

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93 Saguaro Forest, LLC
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Judson & Layne Wilton, LLC
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Shenandoah Golf Club, LLC
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Wilhook, LLC
4905 West Clay Street
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Wilton Dev. of Steamboat, LLC
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Wilton Development Corporation
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Wilval, LLC
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Yampa River Village, LLC
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Wilton Investment Co., LLC
Attn: Barry Wilton
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The Desert Mountain Club
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